

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, FEBRUARY 26, 2016

Steven G. Tate, Trustee

9:30 a.m.

- 1) 13 Joy S. Patterson 11-40574 3rd continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (26)

WILLCOX

- 2) 13 David R. Carter 12-40620 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (36)
Nancy B. Carter

CARTER

- 3) 13 Stephen C. Proctor 13-40660 2nd continued hearing on Debtors' Motion for Approval of Loan Modification and Modification of Plan (32); Trustee's Response (33)
Jennifer L. Proctor

HAY

- 4) 13 James M. Wyatt 15-40019 4th continued hearing on Debtor's Amended Motion to Extend Temporary Extension of Time to Remit Chapter 13 Plan Payment (20); Trustee's Response (21)

Continued for status hearing as to Trustee's Objection to Confirmation of Chapter 13 Plan; Motion to Dismiss (22); Plan (9)

ELKINS

- 5) 13 Daniel T. Mulcahy 15-40309 3rd continued hearing on Trustee's Motion to Dismiss (22); Order referencing Motion to Dismiss (26)
Teresa M. Mulcahy

BRUDI

- 6) 13 Pamela M. Huskins 14-40427 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (15)

Hearing on Debtor's Motion for Modification of Chapter 13 Plan and Moratorium of Payments to Secured Creditor (17); Trustee's Response (18)

PITTS, B.

- 7) 13 August R. Zurenda 15-40167 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (20)
DILLENBECK

- 8) 13 Chad S. Roper 14-40337 Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (25)
Wendy F. Roper

POE

- 9) 13 Leland H. Gorecki 14-40537 2nd continued hearing on Debtor's Motion to Sell Real Estate (23)
POE

- 10) 13 Rob L. McCarver 12-40374 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (40)
Tammy M. McCarver

PLANER

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| 11) | 13 | Milton D. Martin, Jr.
Demetria M. Martin | 14-40046 | 2nd continued hearing on Trustee's Motion for Review (57) |
| PLANER | | | | |
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| 12) | 13 | Elbert D. Martin
Bonnie L. Martin | 15-40194 | 5th continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (15); Plan (9) |
| PLANER | | | | |
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| 13) | 13 | Donald J. Gaul
Sandra L Gaul | 15-40479 | Hearing on Debtors' Motion to Extend Time to Make Second Plan Payment (16); Trustee's Response (17) |
| PLANER | | | | |
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| 14) | 13 | Alfred D. Shires
Christy G. Shires | 11-40389 | 3rd continued hearing on Motion of Bayview Loan Servicing to Incur Debt and for Approval of Loan Modification (68); Trustee's Response (71) |
| FARMER | | | | |
| JONAS | | | | |
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| 15) | 13 | Timothy W. Gosnell | 14-40368 | 2nd continued hearing on Trustee's Motion to Modify Plan (107); Debtor's Response (110) |
| FARMER | | | | |
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| 16) | 13 | Pherson H. Weatherman
Carolyn W. Weatherman | 14-40411 | Continued Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (26) |
| FARMER | | | | |
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- 17) 13 Christine A. Gosnell 14-40533 3rd continued hearing on Trustee's Motion to Dismiss Case, Convert Case or to Modify Plan (50); Trustee's Order (64)
- FARMER
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- 18) 13 James R. Smith, Jr. 15-40520 Hearing on Debtors' Motion to Modify Plan (20); Trustee's Response (22)
- Samantha K. Smith
- FARMER
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- 19) 13 Donald H. Thompson 14-40442 Continued hearing on Debtors' Motion to Modify Plan and to Approve Loan Modification Agreement (52); Trustee's Response (55)
- Londa J. Von Weter
- BALENTINE
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- 20) 13 John E. Turner 15-40168 Hearing on Debtors' Motion to Allow Late Filed Claim (35)
- Joyce C. Turner
- BALENTINE
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- 21) 13 John E. Bowen 15-40174 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (24)
- Vickie H. Bowen
- BALENTINE
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- 22) 13 Trisa G. Carpenter 15-40350 Hearing on Debtor's Motion to Modify Plan (22); Trustee's Response (23)
- BALENTINE
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23) 13 Larry R. Pyatt 15-40444 2nd continued hearing on Debtors' Objection to Claim [IRS] (20); Dalona A. Pyatt Trustee's Response (21)

Continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (25); Plan (12); Amended Plan (13)

BALENTINE

24) Adv Millicent Peace, et al. 15-4012 Hearing on Plaintiffs' Motion for v. Ch. 13 Approval of Settlement of Adversary Magnus Williams 15-40145 Proceeding (10); Response of Trustee Steven G. Tate to Motion for Approval of Settlement of Adversary Proceeding (13)

BALENTINE
LUTZ

25) 13 Magnus Williams 15-40145 Hearing on Trustee's Motion for Determination of Status of Claims in Confirmed Plan (17); Objection of Bank of the Ozarks (18)

LUTZ
ACKERMAN

26) 13 Danny L. Mullinax 10-41025 Hearing on Trustee's Motion to Sara L. Mullinax Dismiss Case or to Modify Plan (56)

LUTZ

27) 13 Hoye A. Jones 11-40065 Hearing on Trustee's Motion to Dismiss Case or to Modify Plan (31)

LUTZ

- 28) 13 Kimberly H. Brooks 12-40629 Hearing on Motion of Tavaris C. Brooks to Deconsolidate Case (53); Trustee's Response (54)
- LUTZ
GARDNER

- 29) 13 Wayne S. Bolick 14-40414 Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (31)
Pamela A. Bolick
- LUTZ

- 30) 13 Timothy W. White 14-40454 Hearing on Trustee's Motion to Modify Plan (35)
- LUTZ

- 31) 13 Shahiddah H. Bilal 15-40079 4th continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (13)
- LUTZ
NODELL

- 32) 13 Sherry Logan 15-40255 Continued hearing on Trustee's Objection to Claim of Green Tree Servicing, LLC (27); Response of Ditech Financial, LLC f/k/a/ Green Tree Servicing, LLC (29)
- LUTZ
NODELL

- 33) 13 Rebecca M. Dellinger 15-40460 Continued hearing on Objection of Carolina Lease Management Group, LLC to Confirmation of Plan (15); Plan (2); Debtor's Response (16)
- LUTZ
OLEKSA

- 34) 13 Richard W. Wright, Sr.
Sherry B. Wright 16-40004 Hearing on Motion of the Bankruptcy Administrator to Dismiss Case (7)
- LUTZ

- 35) 13 Arthur D. Littlejohn 11-40384 Hearing on Debtor's Motion to Reinstate Case to Convert to Chapter 7 (34)
- W. S. GARDNER

- 36) 13 Amanda G. Flynn 10-40254 Continued hearing on Debtor's Motion for Sanctions Against Caliber Home Loans, Inc. (76); Response of Caliber Home Loans (77)
- W. S. GARDNER
STALEY

- 37) 13 David M. Lockridge
Shawn M. Lockridge 11-40620 Hearing on Debtors' Objection to Trustee's Motion to Modify Plan (48); Trustee's Notice of Plan Notification (47)
- W. S. GARDNER

- 38) 13 Joey L. Bingham 12-40032 Hearing on Debtor's Motion for Approval for Sale of Vehicle and Release of Title (26); Trustee's Response (27)
- W. S. GARDNER

- 39) 13 Jerry R. Bishop 12-40114 Hearing on Motion of Nationstar
Betty D. Bishop Mortgage, LLC for Relief from Stay
(50); Debtors' Objection (51)

W. S. GARDNER
WADSWORTH

- 40) 13 Jamie E. Yelton 12-40742 3rd continued hearing on Trustee's
Dana H. Yelton Motion to Convert Case to Chapter 7
(86)

Continued hearing on Debtors'
Motion to Approve Settlement Nunc
Pro Tunc (89); Trustee's Response (90)

W. S. GARDNER

- 41) 13 Abigail S. McCool 13-40043 2nd continued hearing on Debtor's
Motion to Approve Sale of Real Estate
and Payoff Chapter 13 Plan (47);
Trustee's Response (48)

W.S. GARDNER

- 42) 13 Michael Reid 13-40643 Hearing on Trustee's Motion to
Dallas R. Reid Dismiss Case or to Modify Plan (35)

W. S. GARDNER

- 43) 13 Robert L. Green 13-40688 Hearing on Trustee's Motion to
Martha B. Greene Dismiss Case or to Modify Plan (47)

W. S. GARDNER

- 44) 13 Melinda R. Odems 14-40012 Hearing on Debtor's Motion to Reconsider Dismissal of Case (37); Order of Dismissal (34); Trustee's Response (38)
- W. S. GARDNER
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- 45) 13 Paul G. Strahler 14-40425 Hearing on Debtor's Motion for Authority to Disburse Funds and Payoff Plan (23)
- W. S. GARDNER
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- 46) 13 Jonathan J. Surratt 15-40197 Hearing on Trustee's Motion to Modify Plan (55)
- W. S. GARDNER
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- 47) 13 Ricky D. Butler 15-40233 Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (15)
- W. S. GARDNER
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- 48) 12 Donna L. Khan 15-40270 2nd continued hearing on Trustee's Motion to Dismiss (11)
- W. S. GARDNER
LAMB
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- 49) 13 James E. Jackson 15-40368 Continued for status hearing as to Order Overruling Trustee's Objection to Confirmation and Denying Motion to Dismiss (14)
- W. S. GARDNER

10:30 a.m.

50)	7	Matthew Padgett Brenda P. Padgett	13-40467	Hearing on Motion of CitiMortgage, Inc. for Relief from Stay (46); Debtors' Objection (47)
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W. S. GARDNER
HENDERSON, F., TR.
WADSWORTH

51)	7	Benjamin V. Allen	14-31661	Continued hearing on Trustee's Motion to Turnover (85); Amended Order (90)
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BALENTINE
MITCHELL, TR.

52)	7	Stephen R. Odel	12-40506	Hearing on Trustee's Application for Interim Accountant's Fees and Reimbursement of Expenses (59)
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Hearing on Application of Sigmon &
Henderson, PLLC for Interim
Attorney's Fees and Reimbursement
of Expenses of Attorney for the
Trustee (60)

FARMER, CALLOWAY
SIGMON & HENDERSON, TR.

53) 7 Thomas H. Mccombs 13-40174 11th Continued Compliance Hearing
as to Order Finding Debtor in Civil
Contempt (55)

4th continued hearing on Trustee's
Objection to Exemption Election,
Motion for Order Setting Deadline for
Amendment to Exemptions, and
Motion for Determination of
Available Exemptions (65)

WILLCOX
SIGMON & HENDERSON, TR.

54) Adv Wayne Sigmon 15-4002 Continued for Trial (11)
v. Ch. 7
Thomas H. Mccombs, 13-40174
et al.

TRIAL CON'T TO 5/27 FOR STATUS HEARING

SIGMON
WILLCOX

55) Adv Rutherford County Life 15-4010 Pre-Trial Conference (8)
Saving & First Aid Crew, Ch. 7
Inc. 14-40434
v.
Sidney Wilkey, et al.

BALENTINE
THEOKAS

- 56) 11 Restoration Properties of 15-40163 4th continued Confirmation Hearing (38); Plan (29); BA's Objection to Combination Chapter 11 Plan and Disclosure Statement (41, 42); Objection of BB&T to the Combination Chapter 11 Plan and Disclosure Statement (43, 44)
- Continued hearing on Motion of BB&T for Relief from Stay (51); Debtor's Response (54)

W. S. GARDNER
LIVERMON
HOFF

- 57) 11 Alive Apparel, Inc. 15-40189 Continued hearing on Motion of Stephen Carter for Appointment of Independent Trustee (88); Response of Broad River Asset Solutions, LLC (91)

W. S. GARDNER
KENNY
JOHNSON

- 58) 11 Glenda K. Hooper 15-40443 3rd continued hearing on Debtor's Motion to Allow for Secured Debt Payments to HomeTrust Bank (12); Response of HomeTrust Bank (21); Response of the Bankruptcy Administrator (29)
- 3rd continued hearing on the Bankruptcy Administrator's Motion to Appoint Chapter 11 Trustee (25); Order Granting Appointment (35)
- 2nd continued hearing on Application of Debtor / Debtor-in-Possession for Order Approving Employment of Accountant (22); Bankruptcy Administrator's Objection (31)
- Continued hearing on Debtor's Motion to Abandon (36)
- Hearing on Motion of the Bankruptcy Administrator to Determine Potential Conflict of Interest (57)

W. S. GARDNER
PINKSTON
KENNY

11:00 a.m.

- 59) 13 Rebecca M. Vance 15-40502 Hearing on Trustee's Objection to Confirmation of Chapter 13 Plan; Motion to Dismiss (14); Plan (11)
- Hearing on Trustee's Objection to Exemptions (15)

WOOD
TATE, TR.
